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Attorneys for Defendant
West Asset Management, Inc.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

VIRGINIA CORSICK,

Plaintiff,

vs.

WEST ASSET MANAGEMENT, INC.,

Defendant.

) Case No. 09-CV-03053 JF
)
) NOTICE OF JOINT MOTION AND
) JOINT MOTION FOR FINAL
) APPROVAL OF CLASS ACTION
) SETTLEMENT
)
) Hearing Date: November 19, 2010
) Hearing Time: 9:00 a.m.
) Courtroom 3, 5th Floor
)
)

1 TO ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that pursuant to Rule 23(e) of the Federal Rules of Civil
3 Procedure, Plaintiff, Virginia Corsick (hereinafter referred to as “Plaintiff”), on behalf of
4 herself and the class she represents, by and through her counsel of record, and Defendant
5 West Asset Management, Inc. (“West” or “Defendant”), by and through its counsel,
6 hereby jointly move the Court to enter an order:
7
8

- 9 (a) finally approving the settlement on the terms and conditions set forth
10 in the Class Action Settlement Agreement (“Settlement Agreement”)
11 entered into between Plaintiff and Defendant;
12
13 (b) certifying a Class for purposes of effectuating the settlement;
14 designating Plaintiff as Class Representative and Plaintiff’s counsel
15 as Class Counsel;
16
17 (c) finding the Notice of Class Action Lawsuit and Proposed Settlement
18 mailed to each member of the Class was the best notice practicable
19 and fully satisfied the requirements of Rule 23;
20
21 (d) approving in all respects the settlement embodied in the Settlement
22 Agreement and directing the settling parties to consummate the
23 agreement in accordance with its terms and provisions;
24
25 (e) dismissing with prejudice the lawsuit and all claims contained
26 therein against Defendant and all Doe defendants; and
27
28 (f) directing the judgment to be entered as a final judgment.

1 This Joint Motion is based on this notice, the accompanying Memorandum of
2 Points and Authorities, the Declaration of Class Counsel O. Randolph Bragg, the
3 Declaration of Class Counsel Ronald Wilcox, the Declaration of Luanne Zolczynski,
4 West Compliance Manager, the Declaration of Debbie P. Kirkpatrick, counsel for West,
5 and the Declaration of Margaret Campos, Case Manager of claims administrator First
6 Class, Inc. Lodged concurrently herewith is the [Proposed] Final Judgment and Order.
7
8

9 Respectfully submitted,

10 Horwitz, Horwitz & Associates
11

12 Dated: 10/15/10

13 /s/O. Randolph Bragg
14 O. Randolph Bragg
15 Counsel for Plaintiff
16 Virginia Corsick

17 Dated: 10/15/10

18 /s/ Ronald Wilcox
19 Ronald Wilcox
20 Counsel for Plaintiff
21 Virginia Corsick

22 Sessions, Fishman, Nathan & Israel, L.L.P.

23 Dated: 10/15/10

24 /s/Debbie P. Kirkpatrick
25 Debbie P. Kirkpatrick
26 Counsel for Defendant
27 West Asset Management, Inc.
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